

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

JEWEL RANKINS, individually and
on behalf of all others similarly situated,

Plaintiff,

-against-

ARCA CONTINENTAL S.A.B. DE C.V.,
(d/b/a ARCA CONTINENTAL) and OLD
LYME GOURMET COMPANY (d/b/a
DEEP RIVER SNACKS),

Defendants.

Case No.: 1:20-cv-1756-ENV-TAM

**PLAINTIFFS' UNOPPOSED NOTICE OF MOTION AND MOTION FOR
PRELIMINARY APPROVAL OF SETTLEMENT, PRELIMINARY CERTIFICATION
OF SETTLEMENT CLASS, APPROVAL OF NOTICE PLAN, AND LEAVE TO FILE
AMENDED COMPLAINT**

Plaintiff Jewel Rankins (“Rankins”), as well as Darren Wong (“Wong”) also named in the proposed Amended Complaint attached as Exhibit E to the Settlement Agreement (collectively, the “Plaintiffs”), on behalf of themselves and all others similarly situated, respectfully moves this Court for an Order preliminarily approving the proposed class action settlement filed concurrently with this motion (“Settlement Agreement”), approving the notice plan, scheduling a final approval hearing as set forth in the Settlement, and granting Plaintiff leave to file the Amended Complaint attached as Exhibit E to the Settlement Agreement. Specifically, Plaintiff asks the Court to enter the proposed Order, thereby

1. Granting Plaintiff leave to file the Amended Complaint attached as Exhibit E to the Settlement Agreement;
2. Preliminarily certifying the Settlement Class for purpose of settlement only;
3. Appointing Plaintiffs Rankins and Wong as the class representatives and their counsel as Class Counsel;
4. Preliminarily approving the Settlement Agreement;
5. Approving the Notice Plan;
6. Appointing Epiq Class Action & Claims Solutions, Inc. as Settlement Administrator and directing it to commence the Notice Plan; and
7. Scheduling a Fairness Hearing to consider final approval of the Settlement.

In support of this Unopposed Motion, Plaintiff relies on the attached Memorandum of Law, as well as the Declaration of Charles D. Moore, the Declaration of Cameron R. Azari of Epiq Class Action & Claims Solutions, Inc., and their supporting exhibits, and all documents filed therewith.

Dated: July 1, 2024

Respectfully submitted,

/s/ Charles D. Moore

Charles D. Moore

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